

REMARKS

Claims 1 and 3-11 remain pending. Claims 1, 8 and 9 were amended slightly to more succinctly claim the invention. Reconsideration is respectfully requested.

Attached hereto is an extract from the WIPO's online file showing transmittal of the priority documents, Great Britain Application Serial No. 0400808.2, filed January 14, 2004 and Great Britain Application Serial No. 0425533.7, filed November 19, 2004. Applicant respectfully requests notification if a further submission is required in order to satisfy the requirement under 35 U.S.C. § 119(b).

The drawings were objected to under 37 C.F.R. § 1.83(a). More specifically, the absence of a depiction of a valve operating means was objected to by the Examiner. Accordingly, a schematic representation of a valve operating means was added to both FIGS. 1 and 2 and labeled as 26 and 42 respectively. A valve operating means was described in the specification at page 2, lines 28-32 and at page 4, lines 28 – page 5, line 2, therefore no new matter is being added with the addition of the schematic representation to the drawings. The specification was amended so as to include the new reference numerals.

The drawings were additionally objected to because the reference numeral 10 was used for both the cylinder as well as the combustion chamber. Accordingly, the specification was amended at pages 2 and 4 such that the reference numeral 10 is now consistently used for identifying the cylinder's combustion chamber.

The specification was objected to based on the Examiner's assertion that page 1, line 27 should read "a second turbo" rather than "the second turbo." In view of the introduction of the "a second turbo" at page 1, line 19, it is respectfully submitted that the use of the word "the" was appropriate.

The specification was additionally amended to correct the inadvertent use of "generating" rather than "operating" that was noted on page 4, line 29.

Claim 1 was objected to due to an informality noted by the Examiner and amended in accordance with the Examiner's suggestion.

Claim 1 and its dependent claims 3-11 were rejected under 35 U.S.C. § 112, second paragraph as being indefinite. More particularly, the Examiner asserts that the use of the term

"can also select" at line 39 renders the claim indefinite. It is respectfully submitted that the amendment of the claim to delete such wording cures indefiniteness. The Examiner further objects to the claim because the conditions under which the various modes of operation are to be selected are not identified. Applicant respectfully traverses. The specific conditions under which the various modes of operation are to be selected are beyond the scope of the claimed invention. The invention is simply directed to a system which is **capable** of operating under the claimed three modes of operation irrespective under which conditions the various modes are to be selected. It is respectfully submitted that this claimed feature, and therefore the claim, is not indefinite. The claim was amended slightly to more succinctly claim this capability. Dependent claims 8 and 9 were amended so as to conform to the amended claim 1.

The finding of allowable subject matter in claims 1 and 3-11 is gratefully acknowledged.

In light of the above amendments and remarks, applicant earnestly believes the application to now be in condition for allowance and respectfully requests that it be passed to issue.

Please charge any fees payable in connection with this response to Deposit Account No. 06-2425.

Respectfully submitted,

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